THE HON'BLE SRI JUSTICE RAMESH RANGANATHAN

WRIT PETITION No. 19762 OF 1996

Date: 12.12.2006

Between:

Pendyala Subbaiah Subbulu and another.

... Petitioners

and

The District Colector, Prakasham District and two others.

...

Respondents.

THE HON'BLE SRI JUSTICE RAMESH RANGANATHAN

WRIT PETITION No. 19762 OF 1996

ORDER:

This writ petition is filed seeking assignment of Ac.6.00 cts of land in Survey No. 113/4 and 113 of Cheruvu Kommupalem Vilage, Ongole Mandal, Prakasham District. The petitioners claim to be in possession of these extents of land, which according to them belongs to the Gram Panchayat, for the past 50 years. While the petitioners would submit that they had submitted a representation to the Joint Collector, the affidavit is, however, silent as to when such a representation was submitted.

Learned Government Pleader for Revenue Assignments would seek time to file a counter affidavit on behalf of the respondents, I see no justification in now granting time for them to file a counter-affidavit in a writ petition filed ten years ago. Since it is for the competent authority to decide as to whether or not the land should be assigned to the petitioners herein, it would suffice if the petitioners are permitted to submit a representation afresh to the 1st respondent within four weeks from to day and in case such a representation is submitted within the aforesaid period, the 1st respondent shall consider the same and pass appropriate orders thereupon, in accordance with law, within a period of three months thereafter.

The writ petition is disposed of accordingly. No costs.

_____

Date: 12.12.2006 RAMESH RANGANATHAN, J

MRKR